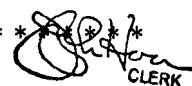


UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

FILED  
DEC 04 2009

  
CLERK

\*\*\*\*\*  
TRACY L. TROWER,

Plaintiff,

vs.

MIKE ROUNDS, Governor;  
ED LIGTENBERG; TIM REISCH,  
Secretary of Corrections; WEBER, Warden;  
DOOLEY, Warden; SUSAN JACOBS,  
Assoc. Warden; JENNIFER STANWICK;  
MARK STEOBNER; LORA MAY;  
GREAT PLAINS PSYCHOLOGICAL  
SERVICES; CLINT SPERLE;  
DR. SCOTT PRIBLYL;  
MIKE STORAGAARD;  
DEPT OF CORRECTIONS;  
STATE OF SOUTH DAKOTA;  
LISA ROTHSCADL, Bonn Homme County  
State Attorney; VELMA SUDBECH;  
SHERI O'CONNOR;

Defendants.  
\*\*\*\*\*

CIV. 09-4081

ORDER

Plaintiff brings this prisoner civil rights action pursuant to 42 U.S.C. § 1983. The Magistrate Judge issued a Report and Recommendation recommending that the Complaint be dismissed for failure to state a claim upon which relief can be granted.

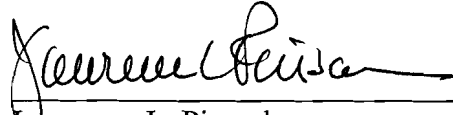
Plaintiff filed no objections to the Report and Recommendation. After conducting an independent review of the record, the Court agrees with the Magistrate Judge. Accordingly,

IT IS ORDERED that:

1. The Report and Recommendation (Doc. 21) is ADOPTED.
2. Plaintiff's complaint is dismissed, without prejudice, for failure to state a claim upon which relief can be granted, each party to pay their own costs.

Dated this 3<sup>rd</sup> day of December, 2009.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Lawrence L. Piersol", written over a horizontal line.

Lawrence L. Piersol  
United States District Judge

ATTEST:  
JOSEPH HAAS, CLERK

By: Summa Wahford, Deputy  
(SEAL)